

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROPRIATIONS SUBCOMMITTEE ON LONG RANGE PLANNING**

**Call to Order:** By Chairman Dave Kasten, on January 25, 2007 at 8:00 A.M., in Room 350 Capitol.

#### **ROLL CALL**

##### **Members Present:**

Rep. Dave Kasten, Chairman (R)  
Sen. Mike Cooney, Vice Chairman (D)  
Sen. Gregory D. Barkus (R)  
Sen. John Brueggeman (R)  
Rep. Tim Callahan (D)  
Rep. Galen Hollenbaugh (D)  
Rep. John Sinrud (R)

**Members Excused:** None.

##### **Members Absent:**

Sen. Trudi Schmidt (D)

##### **Staff Present:**

Donci Bardash, Committee Secretary  
Amy Carlson, OBPP  
Catherine Duncan, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

##### **Committee Business Summary:**

Hearing & Date Posted: HB 7, 1/3/2007  
Executive Action: HB 6; HB 8; HB 7; HB 11; HB 222

00:00:05 Rep. Kasten

**CONTINUED PRESENTATIONS ON HB 7**

**PRESENTATION ON MEAGHER COUNTY CONSERVATION DISTRICT:**

**Proponents' Testimony:**

00:00:40 Sen. Dave Lewis, SD 42, Helena

**PRESENTATION ON MONTANA DEPARTMENT OF NATURAL RESOURCES  
AND CONSERVATION (DNRC) - ST. MARY:**

00:03:01 Greg Mills, DNRC

[EXHIBIT\(jlh17a01\)](#)

**Proponents' Testimony:**

00:04:23 Paul Azvedo, DNRC

[EXHIBIT\(jlh17a02\)](#)

**Questions from Committee Members and Responses:**

00:09:07 Rep. Kasten

**Further Proponents' Testimony:**

00:11:03 Larry Mires, St. Mary's Workgroup

00:15:19 Randy Reed, St. Mary's Workgroup

00:17:26 Mark (inaudible), Phillip's County Economic Growth  
Council

00:18:20 Gary Anderson, St. Mary's Workgroup

00:18:53 Mike Murphy, Montana Water

00:20:23 John Tubbs, DNRC- Water Resources Division

**Opponents' Testimony:** None.

**Further Questions from Committee Members and Responses:**

00:22:24 Sen. Cooney

00:23:00 Mr. Murphy

00:23:41 Sen. Cooney

00:24:11 Mr. Tubbs

00:27:28 Sen. Cooney

00:27:36 Sen. Barkus

00:28:26 Mr. Tubbs

**PRESENTATION ON MEAGHER COUNTY:**

00:34:30 Mr. Mills

**Proponents' Testimony:**

00:35:14 Janet Zieg, Meagher County Conservation District

00:38:50 Rep. Harry Klock, HD 83, Harlowton

00:39:20 Jamie Doggett, Meagher County Commission

**EXHIBIT(jlh17a03)**

00:41:54 Lewis Mayer, Power County Conservation District

00:45:29 Sarah Carlson, Montana Association of Conservation  
Districts

00:45:50 Mr. Tubbs

**Opponents' Testimony:** None.

**Questions from Committee Members and Responses:** None.

**PRESENTATION ON CENTRAL MONTANA WATER AUTHORITY:**

00:47:21 Mr. Mills

**Proponents' Testimony:**

00:48:43 Mr. Tubbs

00:51:43 Rep. Kasten

00:52:24 Ray Beck, DNRC

00:52:43 Dave Cole, Department of Commerce

**Opponents' Testimony:** None.

**Questions from Committee Members and Responses:** None.

**PRESENTATION ON MONTANA TECH:**

00:53:51 Mr. Mills

**Proponents' Testimony:**

00:54:31 Rick Douglas, Montana Tech Biology Department

00:59:15 Rep. Jon Sesso, HD 76, Butte

**Opponents' Testimony:** None.

**Questions from Committee Members and Responses:**

01:04:05 Rep. Kasten

01:04:23 Rep. Sesso

01:05:19 Rep. Kasten

01:05:26 Rep. Sesso

**PRESENTATION ON GERALDINE:**

01:05:54 Mr. Mills

**Proponents' Testimony:** None.

**Opponents' Testimony:** None.

**Questions from Committee Members and Responses:**

01:06:37 Rep. Kasten

01:06:50 Mr. Mills

**Closing by Sponsor:**

01:07:42 Rep. Kasten

01:08:10 Break

01:21:20 Reconvene

**EXECUTIVE ACTION ON HB 222**

01:21:49 Rep. Kasten

01:23:01 **Motion:** Rep. Kasten moved that **HB 222 BE ADOPTED.**

01:23:07 **Motion:** Rep. Kasten moved that **HB 222 BE AMENDED.**

**EXHIBIT**(j1h17a04)

**Discussion:**

01:23:33 Sen. Cooney

01:25:21 Rep. Sinrud

01:26:03 Rep. Kasten

01:26:41 **Vote:** Motion failed 4-4 by roll call vote with Sen. Barkus, Sen. Brueggeman, Rep. Kasten, and Rep. Sinrud voting aye. Sen. Schmidt voted by proxy.

01:27:36 **Motion/Vote:** Rep. Kasten moved that **HB 222 BE ADOPTED.** Motion failed 4-4 by roll call vote with Sen. Barkus, Sen. Brueggeman, Rep. Kasten, and Rep. Sinrud voting aye. Sen. Schmidt voted by proxy.

**EXECUTIVE ACTION ON HB 11**

01:28:52 Rep. Kasten

**EXHIBIT(jlh17a05)**

01:30:31 Sen. Cooney

01:31:02 Rep. Kasten

01:31:32 Ms. Duncan

01:34:20 Rep. Kasten

01:34:48 Rep. Sinrud

01:35:09 Rep. Kasten

01:35:18 **Motion:** Rep. Kasten moved that **HB 11 BE ADOPTED.**

01:35:20 **Motion:** Rep. Kasten moved that **ALL AMENDMENT ITEMS BE ADOPTED.**

**Discussion:**

01:35:42 Rep. Kasten

01:37:52 Sen. Cooney

01:40:05 Sen. Barkus

01:40:50 Rep. Sinrud

01:42:18 Sen. Cooney

01:43:51 Rep. Sinrud

01:45:19 **Substitute Motion:** Rep. Callahan made a substitute motion that **ITEMS 4 and 9 BE SEGREGATED FROM THE AMENDMENT AND ADOPTED.**

**Discussion:**

01:45:36 Sen. Brueggeman

01:45:57 Rep. Callahan

01:46:06 Rep. Sinrud

01:46:09 Sen. Barkus

01:46:35 **Vote:** Motion carried 6-2 by voice vote with Rep. Kasten and Rep. Sinrud voting no. Sen. Schmidt voted by proxy.

01:46:58 Rep. Kasten

01:47:07 **Motion:** Rep. Sinrud moved that **ITEMS 1-14, EXCLUDING 4 AND 9 OF THE AMENDMENTS BE ADOPTED.**

**Discussion:**

01:47:13 Rep. Kasten

01:49:12 **Vote:** Motion failed 4-4 by roll call vote with  
Sen. Barkus, Sen. Brueggeman, Rep. Kasten, and  
Rep. Sinrud voting aye. Sen. Schmidt voted by proxy.

**Discussion:**

01:49:58 Rep. Callahan  
01:50:05 Rep. Kasten  
01:50:16 Sen. Brueggeman  
01:51:31 Sen. Cooney

**EXECUTIVE ACTION ON HB 8**

01:52:56 Rep. Kasten

**EXHIBIT(jlh17a06)**

01:53:29 Ms. Duncan  
01:54:15 Rep. Sinrud  
01:54:24 Rep. Kasten  
01:54:30 Rep. Sinrud  
01:54:44 Ms. Duncan

01:55:14 **Motion:** Rep. Kasten moved that **HB 8 BE ADOPTED.**

01:55:16 **Motion:** Rep. Kasten moved that **AMENDMENT BE ADOPTED.**

**Discussion:**

01:55:34 Sen. Cooney  
01:55:48 Rep. Kasten  
01:56:01 Sen. Brueggeman  
01:56:35 Bob Fischer, DNRC  
01:57:29 Sen. Brueggeman  
01:57:46 Mr. Fischer  
01:58:14 Rep. Kasten  
01:59:15 Sen. Barkus  
01:59:41 Rep. Sinrud  
02:00:25 Ms. Carlson

02:01:25 **Vote:** The motion carried on voice vote with  
Rep. Sinrud voting. Sen. Schmidt voted by proxy.

02:01:35 **Motion/ Vote:** Rep. Kasten moved that **HB 8 BE ADOPTED  
AS AMENDED.** Motion carried unanimously with  
Rep. Sinrud and Sen. Schmidt voting by proxy.

**EXECUTIVE ACTION ON HB 7**

02:02:57 Rep. Kasten  
**EXHIBIT(jlh17a07)**

02:03:45 Sen. Cooney  
02:04:00 Ms. Duncan  
02:04:56 Sen. Cooney  
02:05:14 Ms. Duncan  
02:06:01 Sen. Cooney  
02:06:06 Rep. Kasten  
02:07:15 Sen. Cooney  
02:07:25 Ms. Carlson  
02:07:29 Ms. Duncan  
02:08:27 Sen. Barkus  
02:08:37 Ms. Duncan  
02:09:05 Rep. Callahan  
02:09:55 Anna Miller, DNRC

02:10:52 **Motion/Vote:** Rep. Kasten moved that the **AMENDMENT BE ADOPTED**. Motion carried unanimously by voice vote with Sen. Schmidt and Rep. Sinrud voting by proxy.

02:11:11 **Motion:** Rep. Kasten moved that **HB 7 BE ADOPTED AS AMENDED**.

**Discussion:**

02:11:18 Ms. Duncan

02:11:56 Rep. Kasten withdrew his motion without objection.

**EXECUTIVE ACTION ON HB 6**

02:12:34 Rep. Kasten

02:12:50 **Motion:** Rep. Kasten moved that **HB 6 BE ADOPTED**.

02:12:56 **Motion:** Rep. Kasten moved that the **AMENDMENT BE ADOPTED**.

**EXHIBIT**(j1h17a08)

**Discussion:**

02:13:46 Rep. Kasten  
02:15:30 Sen. Cooney  
02:15:36 Rep. Kasten  
02:16:40 Rep. Callahan  
02:17:17 Sen. Barkus  
02:17:51 Ms. Miller

02:18:56 **Substitute Motion:** Rep. Callahan made a substitute motion that **ITEMS 5 and 6 BE SEGREGATED FROM THE AMENDMENT AND ADOPTED**.

02:19:08 Rep. Kasten  
02:19:51 Ms. Duncan  
02:20:04 Rep. Kasten  
02:20:13 Sen. Barkus

02:20:45 **Vote:** The substitute motion carried unanimously by voice vote with Sen. Schmidt and Rep. Sinrud voted by proxy.

02:21:14 **Motion:** Rep. Kasten moved that the **ALL REMAINING ITEMS OF THE AMENDMENT BE ADOPTED.**

02:22:03 **Substitute Motion:** Sen. Brueggeman made a substitute motion that **ITEMS 3 and 4 BE SEGREGATED FROM THE AMENDMENT.**

**Discussion:**

02:22:22 Ms. Duncan

02:23:19 Sen. Brueggeman withdrew his substitute motion without objection.

**Discussion:**

02:23:38 Sen. Barkus  
02:24:30 Rep. Kasten

02:25:02 **Vote:** Motion failed 4-4 by roll call vote with Sen. Barkus, Sen. Brueggeman, Rep. Kasten, and Rep. Sinrud voting aye. Rep. Sinrud and Sen. Schmidt voted by proxy.

02:25:48 Rep. Kasten  
02:25:54 Sen. Cooney  
02:27:23 Sen. Barkus  
02:27:28 Ms. Duncan  
02:28:16 Rep. Kasten  
02:28:20 Mr. Beck

**Additional Exhibits:**

This document was submitted for committee business.

**[EXHIBIT\(jlh17a09\)](#)**

This document was submitted for committee business.

**[EXHIBIT\(jlh17a10\)](#)**

This document is pertaining to HB 6 and HB 8.

**[EXHIBIT\(jlh17a11\)](#)**

**ADJOURNMENT**

02:29:13 Adjournment: 10:29 A.M.

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REP. DAVE KASTEN, Chairman

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DONCI BARDASH, Secretary

DK/db

Additional Exhibits:

**EXHIBIT ([jlh17aad.pdf](#))**